

**Redline**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

WOLFRAM ARNOLD, ERIK  
FROESE, TRACY HAWKINS,  
JOSEPH KILLIAN, LAURA CHAN  
PYTLARZ, and ANDREW  
SCHLAIKJER,

Plaintiffs,

v.

X CORP. f/k/a TWITTER, INC., X  
HOLDINGS COPR. f/k/a X  
HOLDINGS I, INC and ELON MUSK,

Defendants.

C.A. No. 23-cv-528-~~CFC~~CFC-CJB

**[PROPOSED] ORDER GRANTING DEFENDANT ELON MUSK’S  
MOTION TO DISMISS COUNTS I-XIV UNDER  
~~FEDERAL RULE OF CIVIL PROCEDURE 12(b)(2) AND ALTERNATIVE  
MOTION TO DISMISS UNDER~~ FEDERAL RULE OF CIVIL  
PROCEDURE 12(b)(6)**

This matter is before the Court on Defendant Elon Musk’s Motion to Dismiss all counts of the First Amended Complaint (“FAC”) asserted against him (Counts I-XIV) under Federal Rule of Civil Procedure 12(b)(2) ~~for lack of personal jurisdiction, and alternatively, under Federal Rule of Civil Procedure 12(b)(6)~~ for failure to state a claim (the “Motion”).

Upon careful consideration of the Motion and supporting Opening Brief, the Motion and supporting Opening Brief by all other Defendants, and any

Opposition and Replies, and all materials and information provided to the Court in these submissions, the Court concludes that:

1. The Motion is **GRANTED**; and
2. Counts I-XIV of Plaintiffs' FAC are hereby **DISMISSED WITH PREJUDICE**.

**SO ORDERED.**

Dated: \_\_\_\_\_, 2023

\_\_\_\_\_

HON. COLM F. CONNOLLY  
United States District Chief Judge

<b>Summary report:</b>	
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Format changes	0
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